

JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No. SACV 23-2302-CJC (DFMx)

Date: February 28, 2024

Title: AMERIS BANK v. CONTRACTOR SALES & SERVICES LLC

PRESENT:

HONORABLE CORMAC J. CARNEY, UNITED STATES DISTRICT JUDGE

Rolls Royce Paschal
Deputy Clerk

N/A
Court Reporter

ATTORNEYS PRESENT FOR PLAINTIFF:
None Present

ATTORNEYS PRESENT FOR DEFENDANT:
None Present

PROCEEDINGS: (IN CHAMBERS) ORDER DISMISSING CASE FOR FAILURE TO PROSECUTE

In its Complaint filed on December 6, 2023, Plaintiff Ameris Bank asserts a claim against Defendant Contractor Sales & Services LLC for breach of an equipment financing agreement. (*See* Dkt. 1.) On January 30, 2024, the Court issued an order to show cause why this case should not be dismissed for lack of prosecution because Defendant's answer deadline had passed and Ameris had taken no further action. (*See* Dkt. 9). In response, Ameris filed a declaration indicating that the parties had agreed to settlement terms and requested a continuance of the OSC's response deadline until February 16, 2024 "to allow the parties sufficient time to finalize their settlement documents." (Dkt. 10 ¶ 5.) However, nearly two weeks later, Ameris has not filed anything. Accordingly, per the Court's OSC (Dkt. 9), this case is **DISMISSED WITHOUT PREJUDICE** for failure to prosecute.

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Initials of Deputy Clerk RRP